

PLAINTIFF <u>John Dunmire</u>	COURT CASE NUMBER <u>05-64E</u>
DEFENDANT <u>Marilyn S. Brooks</u>	TYPE OF PROCESS <u>42 U.S.C. 1983</u>
NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN SERVE AT <u>Marilyn S. Brooks</u> <u>ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)</u> <u>SCI-Albion, 10745 Rt. 18, Albion, PA. 16405-0002</u>	

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW		Number of process to be served with this Form 285
<u>John Dunmire - CL-4931</u> <u>10745 Rt. 18</u> <u>Albion, PA. 16405-0002</u>		<u>1</u>
		Number of parties to be served in this case
		<u>3</u>
		Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):

fold

Signature of Attorney other Originator requesting service on behalf of: <u>John D. Dierckx</u>	<input checked="" type="checkbox"/> PLAINTIFF	TELEPHONE NUMBER	DATE
	<input type="checkbox"/> DEFENDANT	<u>N/A</u>	<u>2/15/05</u>

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process	District of Origin No.	District to Serve No.	Signature of Authorized USMS Deputy or Clerk	Date
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I hereby certify and return that I have personally served, have legal evidence of service, have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the individual, company, corporation, etc. shown at the address inserted below.

I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in defendant's usual place of abode	
Address (complete only different than shown above)	Date <u>2/21/05</u>	Time <input type="checkbox"/> am <input type="checkbox"/> pm
Signature of U.S. Marshal or Deputy <u>John D. Dierckx</u>		

Service Fee <u>0</u>	Total Mileage Charges including endeavors	Forwarding Fee	Total Charges <u>0</u>	Advance Deposits	Amount owed to U.S. Marshal* or (Amount of Refund*)
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REMARKS: OIC/w mailed

1/16/05

WAIVER OF SERVICE OF SUMMONS

TO: United States Marshal's Service

I acknowledge receipt of your request that I waive service of a summons in the action of Dunmire vs. DePeschel, et al which is case number OS-64E in the United States District Court for the Western District of Pennsylvania. I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after JUN 22 2005 (date, request was sent), or within 90 days after that date if the request was sent outside the United States.

Rodney M. Torbie
SIGNATURE

7-21-05

Printed/typed name: Rodney M. Torbie

Title if any: Senior Deputy Attorney General

Counsel For: Brooks

05-64E

BROOKS